

House Resolution 370 (AS PASSED HOUSE AND SENATE)

By: Representative Barnard of the 166th

A RESOLUTION

1 Authorizing the leasing of certain state owned real property in Bibb County, Georgia;
2 authorizing the leasing of certain state owned real property in Cobb County, Georgia;
3 authorizing the leasing of certain state owned real property located in Dougherty County,
4 Georgia; authorizing the leasing of certain state owned real property located in Mitchell
5 County, Georgia; authorizing the leasing of certain state owned real property in Troup
6 County, Georgia; authorizing the leasing of certain state owned property in Monroe County,
7 Georgia; to repeal conflicting laws; and for other purposes.

8 WHEREAS:

9 (1) The state of Georgia is the owner of a certain parcel of real property located in Bibb
10 County, Georgia;

11 (2) Said real property is all that tract or parcel of land lying and being on the campus of
12 the headquarters of the Georgia Forestry Commission in Bibb County and more
13 particularly being the fire suppression laboratory in what was formerly the United States
14 Forest Service Building which has been conveyed to the State of Georgia, said fire
15 suppression laboratory contains approximately 1,500 square feet and may be more
16 particularly described on a plat of survey prepared by a Georgia Registered Land
17 Surveyor and presented to the State Properties Commission for approval; and

18 (3) The above-described property is a portion of the campus of the headquarters of the
19 Georgia Forestry Commission;

20 (4) Nanomist Systems, LLC has rented the above-described fire suppression laboratory
21 for three years and the State Properties Commission can rent state property for no longer
22 than three years;

23 (5) Nanomist Systems, LLC is desirous of leasing the above-described property for five
24 years; and

25 WHEREAS:

26 (1) The State of Georgia is the owner of certain parcels of real property located in Cobb
27 County, Georgia;

(2) Said real properties are all those tracts or parcels of land lying and being in land lot No. 1218 of the 16th land district 2nd section of Cobb County consisting of three parcels containing a total of approximately 0.77 of one acre as described on those certain lease agreements between the State of Georgia and the City of Marietta and being recorded in the records of the State Properties Commission as "real property record nos." 006388 and 005745 and being on file in the offices of the State Properties Commission and may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;

(3) The above-described properties are a portion of the Western and Atlantic railroad right of way;

(4) The City of Marietta has leased the above-described property from the State of Georgia since 1973;

(5) The City of Marietta is desirous of leasing the above-described property for an additional ten years; and

WHEREAS:

(1) The State of Georgia is the owner of a certain parcel of real property located in Dougherty County, Georgia;

(2) Said real property is all that tract or parcel of land lying and being in land lots No. 361 of the 1st land district of Dougherty County containing a total of approximately 0.981 of one acre as shown on a plat of survey entitled "Albany Technical College of Fire Station No. 5" dated August 6, 2004 and revised January 20, 2006, prepared by William Clay Miller Georgia Registered Land Surveyor and being on file in the offices of the State Properties Commission and may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;

(3) The above-described property is a portion of the campus of Albany Technical College;

(4) The Albany Technical College Foundation is desirous of leasing the above-described property in order to fund approximately \$1,500,000.00 in renovation and construction in an existing fire station on the property;

(5) Upon completion of the above-mentioned renovation and construction, the fire station will be used by Albany Technical College as a First Responder Training Center;

(6) The Board of Technical and Adult Education, at its meeting of December 7, 2006, approved of the leasing of the above-described property to the Albany Technical College Foundation; and

1 WHEREAS:

2 (1) The State of Georgia is the owner of a certain parcel of real property located in
3 Mitchell County, Georgia;

4 (2) The building and shed located at the State Farmers Market in the City of Pelham,
5 Mitchell County, Georgia, known as the most northern shed in said market site is
6 currently leased to the Pelham Development Corporation pursuant to a resolution
7 approved August 30, 2000, by the State Properties Commission;

8 (3) Said real property is all that tract or parcel of land lying and being in land lots Nos.
9 267 and 268 of the 10th land district of Mitchell County containing a total of
10 approximately 3.42 acres as shown as tract 1 on a plat of survey entitled "The State of
11 Georgia - Farmers Market Property in the City of Pelham" dated December 23, 1996 and
12 revised January 27, 1997, prepared by Leroy R. Hall Georgia Registered Land Surveyor
13 No. 2504 and being on file in the offices of the State Properties Commission and may be
14 more particularly described on a plat of survey prepared by a Georgia Registered Land
15 Surveyor and presented to the State Properties Commission for approval;

16 (4) The above-described property has been leased to the Pelham Development
17 Corporation since 1962;

18 (5) The Pelham Development Corporation is desirous of continuing to lease the
19 above-described property for an additional five years; and

20 WHEREAS:

21 (1) The State of Georgia is the owner of a certain parcel of real property located in Troup
22 County, Georgia;

23 (2) Said real property is all that tract or parcel of land lying and being in land lots No.
24 160, 161, 186 and 187 of the 5th land district of Troup County containing a total of
25 approximately 51.9 acres as shown on a plat of survey entitled "DTAE Department of
26 Economic Development" dated July 14, 2006 and revised July 19, 2006, prepared by
27 James Stothard Georgia Registered Land Surveyor No. 2321 and being on file in the
28 Offices of the State Properties Commission and may be more particularly described on
29 a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the
30 State Properties Commission for approval;

31 (3) The above-described property is a portion of the property in the custody of the
32 Department of Economic Development dedicated to the development of an automobile
33 assembly plant in Troup County;

34 (4) The OneGeorgia Authority has agreed to fund the construction of a training center
35 in conjunction with the above-mentioned development of an automobile assembly plant;

(5) Upon completion of the above-mentioned training center, the OneGeorgia Authority intends to contract with the Department of Technical and Adult Education to operate the facility; and

WHEREAS:

(1) The State of Georgia is the owner of a certain parcel of real property located in Monroe County, Georgia;

(2) Said real property is all that tract or parcel of land lying and being in land lots No. 182 and 183 of the 6th land district of Monroe County containing a total of approximately 42.08 acres as shown on a plat of survey entitled "A Boundary & Partitioning survey for Development Authority of Monroe County, Georgia" dated January 6, 1995 and revised October 18, 2002, prepared by Hugh W. Mercer Georgia Registered Land Surveyor No. 1890 and being on file in the Offices of the State Properties Commission and may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;

(3) The above-described property is the former location of Tift College;

(4) The Development Authority of Monroe County, Georgia is desirous of leasing a portion of the above-described property in order to construct an office facility for use by employees of the State of Georgia.

NOW, THEREFORE, BE IT RESOLVED AND ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

ARTICLE I

SECTION 1.

That the State of Georgia is the owner of the above-described Bibb County real property and that in all matters relating to the leasing of the real property the State of Georgia is acting by and through its State Properties Commission.

SECTION 2.

That the State of Georgia, acting by and through the State Properties Commission, is authorized to lease the above-described real property to Nanomist Systems, LLC for a period of five years for a consideration of \$7,500.00 per year, and such further terms and conditions as determined by the State Properties Commission to be in the best interest of the State of Georgia.

SECTION 3.

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such lease.

SECTION 4.

That the lease shall be recorded by the lessee in the Superior Court of Bibb County and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 5.

That the authorization to lease the above-described property to Nanomist Systems, LLC shall expire three years after the date that this resolution becomes effective.

ARTICLE II**SECTION 6.**

That the State of Georgia is the owner of the above-described Cobb County real property and that in all matters relating to the leasing of the real property the State of Georgia is acting by and through its State Properties Commission.

SECTION 7.

That the State of Georgia, acting by and through the State Properties Commission, is authorized to lease the above-described real property to the City of Marietta for a period of ten years for a consideration of \$350.00 per year, and such further terms and conditions as determined by the State Properties Commission to be in the best interest of the State of Georgia.

SECTION 8.

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such lease.

SECTION 9.

That the lease shall be recorded by the lessee in the Superior Court of Cobb County and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 10.

That the authorization to lease the above-described property to the City of Marietta shall expire three years after the date that this resolution becomes effective.

ARTICLE III**SECTION 11.**

That the State of Georgia is the owner of the above-described Dougherty County real property and that in all matters relating to the leasing of the real property the State of Georgia is acting by and through its State Properties Commission.

SECTION 12.

That the State of Georgia, acting by and through the State Properties Commission, is authorized to lease the above-described real property to the Albany Technical College Foundation for a period of 20 years for a consideration of \$10.00, as long as the property is leased for public purpose, and such further terms and conditions as determined by the State Properties Commission to be in the best interest of the State of Georgia.

SECTION 13.

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such lease.

SECTION 14.

That the lease shall be recorded by the lessee in the Superior Court of Dougherty County and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 15.

That the authorization to lease the above-described property to the Albany Technical College Foundation shall expire three years after the date that this resolution becomes effective.

ARTICLE IV**SECTION 16.**

That the State of Georgia is the owner of the above-described Mitchell County real property and that in all matters relating to the leasing of the real property the State of Georgia is acting by and through its State Properties Commission.

SECTION 17.

That the State of Georgia, acting by and through the State Properties Commission, is authorized to lease the above-described real property to the Pelham Development Corporation for a period of five years for a consideration of \$1,000.00 per month, and such

1 other terms and conditions as determined by the State Properties Commission to be in the
2 best interest of the State of Georgia.

3 **SECTION 18.**

4 That the State Properties Commission is authorized and empowered to do all acts and things
5 necessary and proper to effect such lease.

6 **SECTION 19.**

7 That the lease shall be recorded by the lessee in the Superior Court of Mitchell County and
8 a recorded copy shall be forwarded to the State Properties Commission.

9 **SECTION 20.**

10 That the authorization to lease the above-described property to the Pelham Development
11 Authority shall expire three years after the date that this resolution becomes effective.

12 **ARTICLE V**

13 **SECTION 21.**

14 That the State of Georgia is the owner of the above-described Troup County real property
15 and that in all matters relating to the leasing of the real property the State of Georgia is acting
16 by and through its State Properties Commission.

17 **SECTION 22.**

18 That the State of Georgia, acting by and through the State Properties Commission, is
19 authorized to lease the above-described real property to the OneGeorgia Authority for a
20 period of 20 years for a consideration of \$10.00, and such further terms and conditions as
21 determined by the State Properties Commission to be in the best interest of the State of
22 Georgia.

23 **SECTION 23.**

24 That the State Properties Commission is authorized and empowered to do all acts and things
25 necessary and proper to effect such lease.

26 **SECTION 24.**

27 That the lease shall be recorded by the lessee in the Superior Court of Troup County and a
28 recorded copy shall be forwarded to the State Properties Commission.

SECTION 25.

That the authorization to lease the above-described property to the OneGeorgia Authority shall expire three years after the date that this resolution becomes effective.

ARTICLE VI**SECTION 26.**

That the State of Georgia is the owner of the above-described Monroe County real property and that in all matters relating to the leasing of the real property the State of Georgia is acting by and through its State Properties Commission.

SECTION 27.

That the State of Georgia, acting by and through the State Properties Commission, is authorized to lease all or a portion of the above-described real property to the Development Authority of Monroe County, Georgia, for a period of 20 years for a consideration of \$10.00, and such further terms and conditions as determined by the State Properties Commission to be in the best interest of the State of Georgia.

SECTION 28.

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such lease.

SECTION 29.

That the lease shall be recorded by the lessee in the Superior Court of Monroe County and a recorded copy shall be forwarded to the State Properties Commission.

SECTION 30.

That the authorization to lease the above-described property to the Development Authority of Monroe County, Georgia shall expire five years after the date that this resolution becomes effective.

ARTICLE VII**SECTION 31.**

All laws and parts of laws in conflict with this resolution are repealed.